

## **REMARKS**

Claims 30 and 32 were pending in the application and were rejected. Claims 30 and 32 have been amended. Support for the claim amendments can be found in Applicant's specification as published in United States Patent Publication No. 2006/0126532, specifically at paragraphs [0014], [0015], [0064], and [0065]; and in FIG. 2. Applicant respectfully requests reconsideration.

## **CLAIM REJECTIONS UNDER 35 USC 112**

**The Office Action rejected claims 30 and 32 under 35 USC 112, first paragraph,** as failing to comply with the written description requirement. The Examiner argues that there is no support for the amendment adding "network control unit manages inter-network handover." Using a highly limited approach the Examiner argues that "the term 'handover' is non-existent in PP.0059 and 0060 (if the examiner is counting the paragraphs correctly)." The specification at paragraphs [0014], [0015], [0064], and [0065] of the published Patent Publication No.. 2006/0126532 clearly provides support for the subject language: "[0014] Basically, the invention enables a communication device to 'vertically **handover**' a communication channel, that is to say that devices can switch communications from one type of network to another or can establish communication on a recommended network, for example in order to increase communications bandwidth, to lower cost, or to optimize bandwidth utilization from the network operator's point of view. Basically, the network control unit is controlling this process,

at least initiating. A network operator is provided with adequate means--that is basically the network control unit--to assign communication devices to the 'right' network when more than one is available." [emphasis added]

### **CLAIM REJECTIONS UNDER 35 USC 103**

**The Office Action rejected claims 30-32 under 35 USC 103(a)** as being unpatentable over Souissi (US PUB 20020187780) in view of Almgren et al. (US P 6668175). Applicant respectfully traverses the rejection of claims 30 and 32. Claims 30 and 32 now clarify the distinctive feature of having a network control unit control the mobile device. The purpose of the network control unit is to relieve the communication device of the burden of determining to which network to connect and having to search for beacon signals. Neither Souissi nor Almgren teach nor suggest such a network control unit to manage inter-network handover.

Both Souissi and Almgren must rely on the mobile device itself to scan for an available network. See Souissi at paragraph [0033]: "Once RF section 102 is tuned to the proper frequency, model 100 will typically scan for a network control channel and, upon accessing the control channel, will send registration messages to the network." Therefore claims 30 and 32 are patentable over the cited references.

### **CONCLUSION**

For the foregoing reasons, Applicant respectfully requests allowance of the pending

claims. The Director is hereby authorized any fees which may be required, or credit any overpayment, to Deposit Account Number 50-0510.

Respectfully submitted,

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